

COUNTY COUNCIL

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MEMORANDUM

September 12, 2013

TO: Bernard P. Carvalho, Jr., Mayor

FROM: Jay Furfaro, Council Chair 

RE: **SEPTEMBER 11, 2013 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its September 11, 2013 Council Meeting:

CONSENT CALENDAR:

C 2013-305 Communication (01/14/2013) from the Chief of Engineering, transmitting for Council consideration, a Resolution Establishing "Authorized Parking Only – Tow Away Zone" (No-Parking Zone) at Both Parking Lots Adjacent to the County of Kaua'i Police Department Building and Emergency Operations Center Building, Lihu'e District, County of Kaua'i. *(Received for the Record.)*

C 2013-306 Communication (08/06/2013) from the County Engineer, transmitting for Council consideration, a Resolution modifying parking restrictions at the three on-street parking stalls on the south side of Rice Street just west of Umi Street to be from 6:00 a.m. to 6:00 p.m. except Saturdays, Sundays, and holidays, and establishing reverse angle parking and bike lanes on Umi Street. *(Received for the Record.)*

C 2013-307 Communication (08/15/2013) from the County Engineer, transmitting for Council consideration, a Resolution Authorizing the Mayor or the Director of Finance of the County of Kaua'i to Enter into an Intergovernmental Agreement with the State of Hawai'i, Department of Health, for a Loan from the State Water Pollution Control Revolving Fund for the 'Ele'ele Wastewater Treatment Plant Improvements, Project No. C150050-11. *(Received for the Record.)*

C 2013-308 Communication (08/19/2013) from Council Chair Furfaro, transmitting for Council consideration, proposed amendments to Chapter 6, Kaua'i County Code 1987, as amended, by establishing a new article Relating to Charges and Fees. *(Received for the Record.)*

C 2013-309 Communication (08/23/2013) from the Director of Finance, transmitting for Council consideration, a Bill for an Ordinance to Amend Ordinance No. B-2013-753, as amended, Relating to the Operating Budget of the County of Kaua'i, State of Hawai'i, for the Fiscal Year July 1, 2013 through June 30, 2014, by Revising the Amounts Estimated in the General Fund. *(SHOPO Arbitration) (Received for the Record.)*

C 2013-310 Communication (08/23/2013) from the Director of Finance, transmitting for Council consideration, a Bill for an Ordinance Amending Ordinance No. B-2013-753, as Amended, Relating to the Operating Budget of the County of Kaua'i, State of Hawai'i, for the Fiscal Year July 1, 2013 through June 30, 2014, by Revising the Budget Proviso in Section 2(e) Relating to the Committed Reserve Fund Balance. *(Received for the Record.)*

COMMUNICATIONS:

C 2013-248 Communication (05/01/2013) from Council Vice Chair Nakamura, requesting the presence of the Director of Economic Development, representatives from the Kaua'i Economic Development Board (KEDB), and consultant Alan Tang, to provide an update on the Comprehensive Economic Development Strategy (CEDS) – Creative Technology Center Business Plan. *(Received for the Record.)*

EDR 2013-03 Communication (07/24/2013) from Councilmember Yukimura, requesting agenda time to discuss and approve a proposed amendment to Senate Bill (S.B.) 16, Senate Draft (S.D.) 2 amending Chapter 196, Hawai'i Revised Statutes (HRS), (Solar Water Heating Law for New Single-Family and Duplex Construction) by requiring variance applications and requirements to be handled by the Counties, for inclusion in the 2014 County of Kaua'i and Hawai'i State Association of Counties (HSAC) Legislative Packages. *(The Economic Development (Sustainability / Agriculture / Food / Energy) & Intergovernmental Relations Committee recommended approval on August 21, 2013.) (Deferred.)*

C 2013-311 Communication (08/26/2013) from the Director of Finance, transmitting for Council information, the Condition of the County Treasury Statement quarterly report as of August 1, 2013. *(Received for the Record.)*

EDR 2013-04 Communication (07/29/2013) from Councilmember Rapozo, transmitting for Council consideration, a proposed Bill for an Act to Repeal Section 143-16 of the Hawai'i Revised Statutes (HRS) Relating to the Contract between the County of Kaua'i and Kaua'i Humane Society, for inclusion in the 2014 County of Kaua'i Legislative Package. *(The Economic Development (Sustainability / Agriculture / Food / Energy) & Intergovernmental Relations Committee recommended approval on September 4, 2013.) (Approved.)*

LEGAL DOCUMENT:

C 2013-312 Communication (08/22/2013) from the Housing Director, recommending Council approval of a Fourth Amendment of Sewage Treatment Agreement Contract No. 4359 with Kukui'ūla South Shore Community Services (KSSC) to establish new rates for sewage treatment services at the Pa'anau Development in Kōloa, Kaua'i, Hawai'i. ***(Approved.)***

CLAIMS:

C 2013-313 Communication (08/22/2013) from the Deputy County Clerk, transmitting a claim filed against the County of Kaua'i by DTRIC Insurance Co. Ltd., on behalf of Aqua Engineers, for damage to their vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

C 2013-314 Communication (08/29/2013) from the Deputy County Clerk, transmitting a claim filed against the County of Kaua'i by Richard and Melva Arakaki, for damages to their property, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

C 2013-315 Communication (09/04/2013) from the Deputy County Clerk, transmitting a claim filed against the County of Kaua'i by Eileen Shavelson, for damages arising out of the alleged negligence and discrimination of the Kaua'i Police Department, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

COMMITTEE REPORTS: APPROVED.

RESOLUTIONS:

Resolution No. 2013-67 – RESOLUTION AMENDING RESOLUTION NO. 2013-02 RELATING TO THE RULES OF THE COUNCIL OF THE COUNTY OF KAUAI FOR THE ORGANIZATION OF COMMITTEES AND THE TRANSACTION OF BUSINESS ***(Deferred.)***

Resolution No. 2013-68 – RESOLUTION ESTABLISHING "AUTHORIZED PARKING ONLY – TOW AWAY ZONE" (NO-PARKING ZONE) AT BOTH PARKING LOTS ADJACENT TO THE COUNTY OF KAUAI POLICE DEPARTMENT BUILDING AND EMERGENCY OPERATIONS CENTER BUILDING, LIHU'E DISTRICT, COUNTY OF KAUAI ***(Deferred to the October 9, 2013 Council Meeting.)***

Resolution No. 2013-69 – RESOLUTION MODIFYING PARKING RESTRICTIONS, ESTABLISHING REVERSE ANGLE PARKING, AND ESTABLISHING BIKE LANES ON RICE STREET AND UMI STREET, LIHU'E DISTRICT, COUNTY OF KAUAI ***(Approved.)***

Resolution No. 2013-70 – RESOLUTION AUTHORIZING THE MAYOR OR THE DIRECTOR OF FINANCE OF THE COUNTY OF KAUAI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII, DEPARTMENT OF HEALTH, FOR A LOAN FROM THE STATE WATER POLLUTION CONTROL REVOLVING FUND FOR THE 'ELE'ELE WASTEWATER TREATMENT PLANT IMPROVEMENTS, PROJECT NO. C150050-11 (*Approved.*)

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2499) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 6, KAUAI COUNTY CODE 1987, AS AMENDED, BY ESTABLISHING A NEW ARTICLE RELATING TO CHARGES AND FEES (*Approved on 1st reading, Public Hearing scheduled for 10/09/2013, and referred to the Committee of the Whole.*)

Proposed Draft Bill (No. 2500) – A BILL FOR AN ORDINANCE TO AMEND ORDINANCE NO. B-2013-753, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2013 THROUGH JUNE 30, 2014, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*SHOPO Arbitration*) (*Approved on 1st reading, Public Hearing scheduled for 10/09/2013, and referred to the Finance & Economic Development (Tourism / Visitor Industry / Small Business Development / Sports & Recreation Development / Other Economic Development Areas) Committee.*)

Proposed Draft Bill (No. 2501) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2013-753, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2013 THROUGH JUNE 30, 2014, BY REVISING THE BUDGET PROVISIO IN SECTION 2(E) RELATING TO THE COMMITTED RESERVE FUND BALANCE (*Approved on 1st reading, Public Hearing scheduled for 10/09/2013, and referred to the Finance & Economic Development (Tourism / Visitor Industry / Small Business Development / Sports & Recreation Development / Other Economic Development Areas) Committee.*)

BILLS FOR SECOND READING:

Bill No. 2490, Draft 1 – A BILL FOR AN ORDINANCE AMENDING SECTIONS 22-10.2, 22-10.4, 22-10.5, AND 22-10.6 OF THE KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO DOG LICENSES AND REGULATIONS (*Approved.*)

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Bill No. 2496 – A BILL FOR AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT FOR BARGAINING UNIT 12 BETWEEN JULY 1, 2011 AND JUNE 30, 2017 (*Approved.*)

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memo presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: Council
Via E-mail: KCT Department Heads
KCT CCs
Staff